

Exhibit No.: _____

Issues: Adverse Effects of Route

Witness: Patrick and Tammy Kliethermes

Exhibit Type: Rebuttal Testimony

Sponsoring Party: Intervenor CCOFFH

Case No. EO-2002-351

Date: August 8, 2002

MISSOURI PUBLIC SERVICE COMMISSION

CASE NO. EO-2002-351

**REBUTTAL TESTIMONY
OF
PATRICK AND TAMMY KLIETHERMES**

ON BEHALF OF

**INTERVENOR CONCERNED CITIZENS OF FAMILY
FARMS AND HERITAGE**

JEFFERSON CITY, MISSOURI

FILED²
AUG 08 2002
Missouri Public
Service Commission

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of Union)
Electric Company for Permission and)
Authority to Construct, Operate, Own, and)
Maintain a 345 Kilovolt Transmission Line)
in Maries, Osage, and Pulaski Counties,)
Missouri ("Callaway-Franks Line").)

Case No. EO-2002-351

AFFIDAVIT OF PATRICK AND TAMMY KLIETHERMES

Tammy Patrick Kliethermes being first duly sworn, deposes and says that (he/she)
is the witness who sponsors the accompanying testimony entitled "Rebuttal Testimony of
SAH"; that said testimony was prepared by (him/her) and/or under
(his/her) direction and supervision; that if inquiries were made as to the facts and
conclusions in said testimony, (he/she) would respond as therein set forth; and that the
aforesaid testimony is true and correct to the best of (his/her) knowledge.

Tammy J. Kliethermes Patrick M. Kliethermes

State of Missouri
County of DSAN
SUBSCRIBED and sworn to
before me this 25 day of July, 2002.

[Signature]
Notary Public

My Commission Expires: _____

**DIRECT TESTIMONY OF
PATRICK AND TAMMY KLIETHERMES**

1 Q. Please state your name and residence address.

2 A. Patrick and Tammy J. Kliethermes, P.O. Box 405, U.S. Highway 50 East, Linn, Missouri
3 65051.

4 Q. Are you a property owner in one of the three counties through which Union Electric
5 Company is applying for permission and authority to construct, operate, own and maintain
6 a 345 kilovolt transmission line?

7 A. Yes, I am the owner of property which I am advised will be crossed by this new 345,000 volt
8 transmission in Osage County.

9 Q. What is the purpose of your testimony?

10 A. I am providing this testimony in opposition to the application to construct this transmission
11 line on the route requested by Ameren UE. The law requires that construction of this power
12 line must be shown by Ameren UE to be necessary and convenient for the public service.
13 Regardless of any necessity for a transmission line somewhere else, it is neither necessary
14 nor convenient to the public to build the transmission line as proposed. The line can be
15 constructed in other areas and its construction in the place and manner proposed will be
16 destructive of family farms, family farm values, and does irreparable harm to the history and
17 heritage of the local area and its communities.

18 Q. Are you a member of the Intervenor group known as Concerned Citizens for Family Farms
19 and Heritage?

20 A. Yes, I am a member of that group and offer my testimony in support of its statement of

1 purpose, which is attached to this testimony and incorporated.

2 Q. Have you as a property owner in the path of the proposed transmission line been contacted
3 by Ameren UE for purpose of discussing where the line would go through your property and
4 what alternatives, if any, might be available?

5 A. No. I have not been contacted by anyone from Ameren UE. I feel Ameren UE should look
6 at alternate routes or tier the lines above or next to an existing easement regardless of the cost
7 to Ameren UE. I feel they have the technology to pursue other options since Ameren UE is
8 a "for-profit" organization.

9 Q. How long have you owned the property in question?

10 A. Four years.

11 Q. Could you describe the nature of the property and its past and current use?

12 A. Currently, the property is farmed for hay and wildlife use. It is about 75% open and 25%
13 wooded.

14 Q. Is the current use of the property income producing to you?

15 A. Yes. The income is a supplement.

16 Q. Is the proposed transmission line to run near or over any residence, structures, or
17 improvements to your property?

18 A. Yes. The proposed line would run approximately 250 feet from my residence and less than
19 200 feet from my shop and hobby building.

20 Q. Do you already have any power lines over your property?

21 A. Yes. I have a residence service line on the east end of my home 60 feet from the brick on the
22 east end.

1 Q. Will the proposed power line, if built, affect the value of your land?

2 A. Yes. A power line of this size on my property will without question decrease the overall
3 value of the remaining property. The power line itself, the large easement taken on a strip
4 through that part of the property will impair present and future use of the entire parcel of
5 property I own. The option of selling the property to get rid of the problems caused by the
6 power line is unavailable. The power line will make the property virtually unsaleable,
7 requiring that I simply live with Ameren UE's solution to a problem that I do not feel I even
8 share with them. While I am unsure of the health affects of such a large power line so close
9 to my own daily activities, it is ingrained in the popular mentality that such power lines
10 constitute a health hazard, rendering unlikely any sale of my property at all. No one will buy
11 this property with this 345,000 volt electric line through it. I have future plans to develop
12 this area into residential properties to build my income for retirement. The constant
13 humming associated with 345,000 volts is a direct invasion of privacy and I feel would be
14 harmful to my family's health.

15 Q. What other adverse impacts do you feel this line will create for yourself and others?

16 A. The attached statement of purpose for Concerned Citizens for Family Farms and Heritage
17 sums up the overall bad impact. I and my neighbors live where we do by choice. We forego
18 the luxuries of more urban living in exchange for the peace, quiet and more rustic lifestyle
19 of the family farm and the small local community. Every reason and purpose that my
20 neighbors and I own property here for is drastically impaired or practically destroyed by the
21 presence of this high voltage power line, and the constant commercial activity anticipated in
22 building and maintaining it in the future. I enjoy watching the wildlife that use this area as

1 a corridor to adjacent properties. I feel this would greatly hinder my ATV riding hobby and
2 recreational sport hunting and target shooting range by having too many obstacles.

3 Q. Do you know of any alternatives to the Ameren UE proposal which might change your
4 opinion about this project?

5 A. The alternatives are all within the power of Ameren UE to implement, and I do believe an
6 alternative exists. I believe Ameren should restudy the route and balance the interests of the
7 community against their need to relieve overloading problems. There are other corridors
8 equally available to Ameren to build this line which would be better able to bear the burden
9 of the line's presence without destroying property values, life styles and family farms. My
10 neighbors and I have no alternatives, and construction of the line as proposed will change our
11 lives and circumstances forever. We will not be able to sell even though we may not wish
12 to stay. Given our lack of options and alternatives, and the numerous alternatives available
13 to Ameren UE to put this line almost anywhere it wants, it is my hope that the Public Service
14 Commission will require Ameren UE to balance their mere commercial need against our vital
15 need to preserve the family farm and our way of life.

16 Q. Have you had past experiences with power companies and their maintenance of their
17 easement and right-of-way, and do you have concerns about this aspect of the new power
18 line?

19 A. My utility provider damaged the neighboring property lawn with ruts and did not grade or
20 dress up the area after installing my service in 1988/89.

21 Q. Do you have any further testimony or observations to make for the Public Service
22 Commission?

1 A. I have a small tract of timber on the property and fear this would nearly destroy the entire
2 tract. I use the wooded area for hunting wildlife, hunting mushrooms and as an uncle and
3 father, I use it to give my family great enjoyment by letting them to with me to share an
4 outdoor experience. All of this will be lost if this line is allowed.

5 Q. Does this conclude your Rebuttal Testimony?

6 A. Yes.

**CONCERNED CITIZENS OF FAMILY
FARMS AND HERITAGE**

STATEMENT OF PURPOSE

Concerned Citizens of Family Farms and Heritage ("Concerned Citizens") is an unincorporated membership association of family farm owners, small property owners, small business owners and farm community residents formed to promote the interests of family farming, small town communities and rural life. Membership is open to all who share the desire to promote the interests of family farms and small communities in the rural areas of central Missouri, and those who wish to preserve the rural environment against the continuous encroachment of large commercial development and urban sprawl. Our primary concern is with preservation and protection of the family farm and its heritage in rural Missouri. Concerned Citizens oppose through all lawful means the encroachment on and destruction of family farms, which are the fundamental economic and cultural basis for the rural lifestyle. Concerned Citizens promotes all reasonable efforts to preserve and protect family farms and rural lifestyle, and vigorously opposes impairment or destruction of property which is used or useful for perpetuation of rural existence on family farms, or diversion of property from use as family farms.